



P.O. Box 4186
San Rafael
California 94913-4186

Phone: 415/499-6570
Fax: 415/499-3799

www.tam.ca.gov

Belvedere

Jerry Butler

Corte Madera

Melissa Gill

Fairfax

Lew Tremaine

Larkspur

Joan Lundstrom

Mill Valley

Dick Swanson

Novato

Pat Eklund

Ross

Jeanne Barr

San Anselmo

Peter Breen

San Rafael

Al Boro

Sausalito

Amy Belser

Tiburon

Alice Fredericks

County of Marin

Susan Adams

Hal Brown

Steve Kinsey

Charles McGlashan

Cynthia Murray

September 22, 2005

TO: Transportation Authority of Marin Commissioners

FROM: Dianne Steinhauser, Executive Director

RE: Amendment to the MTC-TAM FY 2003-04 to FY 2005-06 Interagency Agreement – Agenda Item 5.g

Dear Commissioners:

At the January 29, 2004 meeting, the Congestion Management Agency (precursor to TAM) approved a funding agreement with the Metropolitan Transportation Commission (MTC) to receive funding for congestion management planning and programming, and for the Transportation-Land Use Program (TPLUS).

MTC has forwarded the attached Amendment No. 1 which changes the method of payment and adds the TPLUS Work Program that was approved at the January 27, 2005 TAM meeting.

Recommendation

1. Approve the attached Amendment No. 1 to Interagency Agreement.

Attachments: Amendment No. 1 to the FY 2003-2004 Through FY 2005-2006 Interagency Agreement

AMENDMENT NO. 1 TO THE
FY 2003-2004 THROUGH FY 2005-2006 INTERAGENCY AGREEMENT
BETWEEN THE METROPOLITAN TRANSPORTATION COMMISSION AND
TRANSPORTATION AUTHORITY OF MARIN
FOR CONGESTION MANAGEMENT PLANNING AND PROGRAMMING

THIS AGREEMENT, effective as of May 5, 2005, is Amendment No. 1 to the Agreement by and between the Metropolitan Transportation Commission ("MTC") and the Transportation Authority of Marin ("AGENCY"), dated July 1, 2003, which is herein incorporated as though set out in full.

NOW, THEREFORE, the parties agree to modify the subject Agreement as follows:

1. Appendix A-1, Transportation Land Use Work Program, is replaced in full, as attached hereto and incorporated herein by this reference.
2. Article 6.0, Method of Payment, is revised, in part, to change the name of Article 6.0 to Method of Payment for Fiscal Years 2003-04 and 2004-05.
3. Add Article 6.1, Method of Payment for Fiscal Year 2005-06 as follows:

6.1 METHOD OF PAYMENT FOR FISCAL YEAR 2005-06

Eligible costs shall be those set forth in the Office of Management and Budget Circular No. A-87, Revised, "Cost Principles Applicable for State, Local and Indian Tribal Governments."

(a) Contingent upon AGENCY's satisfactory completion of products required under Article 7(a) and 7 (b), AGENCY shall submit quarterly invoices to MTC for that portion of the funds available to AGENCY that have been expended. This invoice will be in the format prescribed by MTC, which is included as Appendix C, Invoice Format, attached hereto and incorporated herein by this reference. Payment shall be made by MTC within thirty (30) days of receipt of an acceptable invoice, which shall be subject to the review and approval of MTC's Project Manager or a designated representative. Approval of an invoice shall not be unreasonably withheld. AGENCY should deliver or mail invoices to MTC, as follows:

Accounts Payable
Metropolitan Transportation Commission
101 8th Street
Oakland, CA 94607-4700

(b) Any withholding of payment by MTC, per Article 8.0 of this Agreement, may be applied to subsequent requisitions.

(c) Notwithstanding the provisions of this section, the final payment for the fiscal year shall not be made until MTC has determined that all work tasks have been completed and all deliverable reports and products have been received as required in the Scopes of Work described in Appendices A and A-1. If MTC determines that tasks have not been completed or deliverables have not been received, it shall notify AGENCY of its findings in a prompt manner but no later than thirty (30) days of such determination.

4. Article 7.0, Reports and Products Deliverable, Paragraph A. Progress Reports, is revised, in part, to add the "the Project Manager, Lisa Klein at" just before "MTC".

5. Retention of Contract Provisions. Except as provided herein, all other terms and conditions of the agreement entered into as of July 1, 2003, remain unchanged and are herein incorporated by this reference as though set forth in full.

IN WITNESS WHEREOF, this Agreement has been executed by the parties hereto as of the day and year first written above.

METROPOLITAN TRANSPORTATION
COMMISSION

TRANSPORTATION AUTHORITY OF
MARIN

Steve Heminger, Executive Director

Craig Tackabery, Executive Director

APPENDIX A-1

SCOPE OF WORK **TRANSPORTATION-LAND USE WORK PROGRAM** **TRANSPORTATION AUTHORITY OF MARIN**

Task 1.0 – Local Transportation for Livable Communities/Housing Incentive Program

- Coordinate and administer local TLC/HIP program.
 - Complete TLC/HIP grant application documents.
 - Coordinate and administer local program, including a three-year HIP capital grant call for projects in Spring 2005 and a one-time TLC capital grant call for projects in Fall 2005.
 - Provide technical support and briefings to local jurisdictions to support development of TLC/HIP projects, applications, and grant submittals.
 - Identify candidate projects for countywide and regional TLC/HIP funds.
 - Assist MTC in project selection, design review, project monitoring, control and delivery, and administrative support for the Regional TLC/HIP program and participate in MTC's CMA Transportation-Land Use Task Force for TLC/HIP and other related TPLUS issues.

Task 2.0 – Smart Growth Policy Development, Planning, and Program Implementation

- Continue working with the TPLUS Advisory Committee (TPLUS AC) to complete a locally relevant Transit-Oriented Development (TOD) "Best Practices" toolkit, including contact lists (e.g., local infill/TOD developers and other related resources), that promotes and implements TOD near and adjacent to multi-modal transportation facilities, including mixed, higher-density land uses that would support and benefit from existing and planned transportation services and infrastructure. Related activities include:
 - Identify and map TOD opportunity sites countywide.
 - Facilitate related local agency workshops and meetings to foster, encourage, and implement local Smart Growth and TOD programs, plans, and projects.
- As part of the TOD toolkit, review and update countywide parking standards based on the most up-to-date empirical studies to allow more flexible parking requirements to help facilitate infill, TOD, and mixed-use development. Issues to be addressed include:
 - Reduced parking requirements for projects near transportation facilities,
 - Shared parking for mixed-use developments,
 - Tandem parking, and
 - Auto sharing.
- Annually work with MTC and other CMAs to assist in development of, and local participation in, regional and/or multi-county conferences/workshops/training to

foster, encourage, and implement Smart Growth and TOD programs, plans, and projects.

- Work with MTC and ABAG annually to refine countywide and regional projections for population, housing, and jobs.
 - Coordinate local jurisdiction review and comment on growth-related policies to ABAG and MTC.
 - Coordinate ABAG's Smart Growth forecast policy proposals with local jurisdictions.
 - Update and maintain the Marin Traffic Model with local land use data recognizing recent updates to the Countywide Plan and City and Town General Plans.
- Provide oversight and integration of transportation and land use principles in policy documents developed by the Marin County Transit District, Golden Gate Transit, and TAM, including but not limited to the Congestion Management Program and local and regional Short-Range Transit Plans.
- Develop a site-specific and corridor TOD planning grant program.
 - Participate in, and provide oversight of, the Resolution 3434 SMART Corridor Working Group. Work with the Sonoma County Transportation Authority (SCTA) to coordinate the development of station area plans for SMART stations, consistent with the regional transit oriented policies as included in Res. 3434.
 - Develop a local, site-specific and corridor TOD planning grant program.
 - Provide planning grant funds for local jurisdictions to conduct site-specific studies and plans around TOD opportunity sites and corridors.

Task 3.0 – Program Reporting to MTC

- Provide an annual report to MTC on activities conducted under this work program at the end of FY 2003-04, FY 2004-05 and 2005-06.